

**A RESOLUTION AUTHORIZING A TEMPORARY PROPERTY ACCESS LICENSE
OVER A PORTION OF PROPERTY OWNED BY CENTONE REALTY, LLC,
LOCATED AT "AARON PLAZA", THE INTERSECTION OF ROUTE 1 AND
AARON ROAD, ALSO KNOWN AS A PORTION OF BLOCK 74, LOT 22.03 ON THE
OFFICIAL TAX MAP OF THE TOWNSHIP OF NORTH BRUNSWICK,
MIDDLESEX COUNTY, STATE OF NEW JERSEY, IN CONNECTION WITH
ROADWAY IMPROVEMENTS TO THE ROUTE 1 CORRIDOR IN THE
TOWNSHIP OF NORTH BRUNSWICK**

WHEREAS, the Township of North Brunswick ("Township") is undertaking a roadway improvement project to improve traffic flow along the Route 1 Corridor, including the intersection of Route 1 and Aaron Road ("Project"); and

WHEREAS, North Brunswick TOD Associates, LLC, (NBTOD) shall be responsible for constructing the proposed improvements set forth in the License; and

WHEREAS, Centone Realty, LLC ("Centone") is the owner of lands located at "Aaron Plaza", the intersection of Route 1 and Aaron Road in North Brunswick Township, New Jersey, also known as Block 74, Lot 22.03 on the Official Tax Map of the Township of North Brunswick, Middlesex County, New Jersey ("Property"); and

WHEREAS, in connection with the Project, the Township has requested access to a portion of the Property, as depicted on the site modification plan attached hereto and made a part hereof as Exhibit "A" of the License Agreement ("License Area"), for the purpose of entering the License Area to construct improvements to the License Area in furtherance of the roadway improvements contemplated by the Project, and which proposed improvements are located outside of the Aaron Road roadway Right-of-Way, as more particularly described in Exhibit "B" of the License Agreement, attached hereto and made a part hereof ("Licensed Activities"), and NBTOD shall indemnify Centone for the use of the License as attached hereto and made a part hereof as Exhibit "C" of the License Agreement ("Indemnification Agreement"); and

WHEREAS, Centone has agreed to grant the Township and its designees a Temporary License permitting entry onto the Property for access to the License Area for the Licensed Activities ("License"), in consideration for payment of a one-time license fee of THIRTEEN THOUSAND, TWO HUNDRED TWELVE DOLLARS and 00/100 (\$13,212.00), for a term to remain in effect until the Township obtains all required final approvals for the completion of the Licensed Activities, but no later than twelve (12) months after the commencement of the Licensed Activities, unless extended by written agreement of both parties; and

WHEREAS, the Township Council of the Township of North Brunswick has determined that the Project is necessary for the preservation of the public safety and welfare and the promotion of traffic flow throughout the Township and that the contemplated License is necessary in order to carry out the Project.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of North Brunswick, County of Middlesex and State of New Jersey that the Temporary License ("License") permitting entry onto the Property (as described and defined hereinabove) for access to the License Area (as described and defined hereinabove) for the Licensed Activities (as described and defined hereinabove) by and between the Township of North Brunswick and Centone Realty, LLC be and is hereby approved and authorized in a form substantially similar to that attached hereto; and

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized to sign and witness, respectively, the License permitting entry onto the Property for the purposes described hereinabove, with a copy of such License to be on file with the Township Clerk.